

Catherine Suda  
Land Manager

Teck American Incorporated  
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Spokane, WA 99220-3087

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0001 M0530004  
C. Suda  
TAS 2821

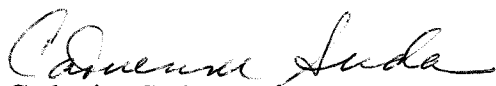
**Teck**

February 2, 2009

State of Utah  
Department of Natural Resources  
Division of Oil, Gas and Mining  
P.O. Box 145801  
Salt Lake City, UT 84114

Enclosed please find an updated signature for the Teck American Incorporated  
modification of our Reclamation Contract under permit number M0530004.

Sincerely,



Catherine Suda  
Land Manager

RECEIVED  
FEB 05 2009  
DIV. OF OIL, GAS & MINING

0001

STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MININGMODIFICATION OF ATTACHMENT A  
TO THE  
RECLAMATION CONTRACTName of Operator: Teck American, Inc.Permit Number: M0530004Mine Name: Apex MinePhone Number: 509-747-6111

**Per the executed reclamation contract, the surety agreement for reclamation obligation is included as Attachment A to the reclamation contract as follows:**

*Check the boxes that apply to this form:*

Surety: ☐ Decrease  
☐ Increase  
☐ Replacement

Reason: ☐ Amendment to NOI  
☐ Cancellation/ Termination of surety  
☐ Escalation  
☐ Partial Release of surety  
☒ Other

Explain: Operator changed names, rider showing operator's name going from Teck Cominco American Inc. to Teck American Inc.

Surety Dollar Amount Associated With This Action: \$57,300.00Surety Aggregate Amount: \$57,300.00**Included in this modification (surety must be attached)**

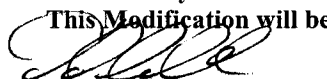
Instrument(s):

<input checked="" type="checkbox"/> Corporate Surety	<input checked="" type="checkbox"/> Rider
<input type="checkbox"/> LOC Letter of Credit	<input type="checkbox"/> Amendment
<input type="checkbox"/> CD Certificate of deposit	<input type="checkbox"/> Addendum
<input type="checkbox"/> Cash	<input type="checkbox"/> Other

Explain: Rider showing new name of Tech American Inc.

**Other surety not affected by this modification will remain part of Attachment A and labeled as such.**

**This Modification will be effective as of the last date signed below**

  
Authorized Officer SignatureDavid Godlewski  
PrintedVP  
Title1/30/09  
Date

Division Director John R. Baza  
Utah Division of Oil, Gas and Mining

Date